

SENATOR CARPENTER: LB711 is Senator Cavanaugh's bill so I move we pass it over.

PRESIDENT: Okay, we pass over LB711. Next comes LB722.

CLERK: Read LB722. There are committee amendments by Senator Luedtke's Judiciary Committee.

SENATOR LUEDTKE: Mr. President, I move the adoption of the committee amendments to LB722. LB722 is a bill which was requested by the Municipal Court in the City of Lincoln dealing with the Nebraska Probation Administration Act making that act applicable to the Municipal Court of the City of Lincoln and, of course, in effect to any municipal court. There are only municipal courts, as you know, in Lincoln and in Omaha. The amendment to the bill merely proposed that the probation authority only goes to that of the municipal court. Just to make it very clear, it does not apply in any other court. So, that is a clarification of an amendment to restrict it to just what we want it to do.

PRESIDENT: Any discussion? Not....those....would have a voice vote on this committee amendment, those in favor of the committee amendment will say aye. Those opposed say no. The amendment is adopted. Senator Luedtke.

SENATOR LUEDTKE: Mr. President, I ask unanimous consent to have LB722 advanced to E & R initial.

PRESIDENT: Are there any objections?

SENATOR LUEDTKE: As amended.

PRESIDENT: I haven't seen any objections, therefore, the bill is advanced as moved. Next bill, LB723.

CLERK: Read LB723. There are committee amendments by Senator Luedtke's Judiciary Committee.

SENATOR LUEDTKE: Mr. President, I move the adoption of the committee amendments to LB723. Mr. President, this is another one of the....the same type of bill that LB722 was, requested by the Municipal Court, the municipal court authorities and particularly the probation officer of the Municipal Court of Lancaster County. They were joined in by also the parole administrator, Ed Garrison, probation.....

(End of Belt #1A)

(Begin Belt #2A)

director of the State of Nebraska. What it would simply do is make criminal records available to probation officers without cost so they could complete their pre-sentence and probation investigation. The amendment merely changes the word "request" to "require". The language of the statute that was introduced asked that it say "request" them to do so and in order to make a mandatory function out of it, the word is changed to "require" and then the reference, such criminal records referred to the probation court by the court a proper jurisdiction. Which limits it to the fact that the court would have to ask them to do it which makes sure they're not just going out and getting records indiscriminately.

PRESIDENT: Any discussion? Senator Kelly.